

**THE ROSEN LAW FIRM, P.A.**

Phillip Kim, Esq. (PK 9384)  
Laurence M. Rosen, Esq. (LR 5733)  
275 Madison Avenue, 40<sup>th</sup> Floor  
New York, New York 10016  
Telephone: (212) 686-1060  
Fax: (212) 202-3827  
Email: pkim@rosenlegal.com  
Email: lrosen@rosenlegal.com

*Counsel for Christopher Lee*

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

DAVID FINKELSTEIN, Individually and on  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

ANDREW FOX, LEAH SCHWELLER, and  
CRAIG DENSON,

Defendants.

**CASE No.: 1:24-cv-04056-JMF**

**NOTICE OF WITHDRAWAL OF  
MOTION OF CHRISTOPHER LEE  
TO: (1) APPOINT LEAD  
PLAINTIFF; AND (2) APPROVE  
LEAD PLAINTIFF'S SELECTION  
OF COUNSEL**

**CLASS ACTION**

Movant Christopher Lee ("Movant") hereby withdraws his Motion for Appointment as Lead Plaintiff and Approval of Counsel (Dkt. No. 10). Having reviewed the competing motions filed in this action, Movant does not appear to have the largest financial interest.

This withdrawal shall have no impact on Movant's membership in the proposed class, Movant's right to share in any recovery obtained for the benefit of class members, and Movant's ability to serve as a representative party should the need arise.

Dated: August 26, 2024

Respectfully submitted,

**THE ROSEN LAW FIRM, P.A.**

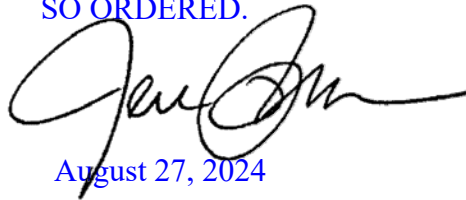
/s/ Phillip Kim

Phillip Kim, Esq. (PK 9384)  
Laurence M. Rosen, Esq. (LR 5733)  
275 Madison Avenue, 40<sup>th</sup> Floor  
New York, New York 10016  
Telephone: (212) 686-1060  
Fax: (212) 202-3827  
Email: pkim@rosenlegal.com  
Email: lrosen@rosenlegal.com

*Counsel for Christopher Lee*

The Clerk of Court is directed to terminate ECF No. 10.

SO ORDERED.

A handwritten signature in black ink, appearing to be "Jau [unclear]", is written over the text "SO ORDERED." and the date "August 27, 2024".

August 27, 2024

**CERTIFICATE OF SERVICE**

I hereby certify that on August 26, 2024, a true and correct copy of the foregoing document was served by CM/ECF to the parties registered to the Court's CM/ECF system.

/s/Phillip Kim  
Phillip Kim